



2010 Licensing Information

GENERAL INFORMATION

THIS IS THE ONLY NOTICE OF YOUR 2010 LICENSE FEE. Payment and accompanying documentation must be physically received in the Idaho State Bar office by **February 1, 2010**. Send to: PO Box 895, Boise, Idaho 83701 or 525 West Jefferson, Boise, Idaho 83702. In addition to payment of your license fee, **active and house counsel members must complete and return the Trust Account Certification and Disclosure of Professional Liability Insurance** forms or their 2010 licensing will be incomplete. If you fail to file a completed 2010 License Fee form, along with all pertinent documentation and fees by March 1, 2010, your license to practice law in the state of Idaho will be administratively suspended and the Idaho Supreme Court will be notified. The Court will then issue an order suspending your right to practice law and a petition to the Court (including filing fee) will be necessary to be reinstated. Please see Section III of the Idaho Bar Commission Rules (IBCR) for more information concerning licensing requirements.

CURRENT MEMBERSHIP INFORMATION

In order to maintain complete records and to prepare the ISB Desk Book, the Idaho State Bar requests that you provide all the information requested under the section "Current Membership Information." Please make all necessary corrections or additions.

If you have any questions concerning the 2010 licensing requirements, please contact Annette Strauser, Membership Administrator of the Idaho State Bar, at (208) 334-4500 or e-mail to astraus@isb.idaho.gov.

LICENSE FEE SCHEDULE

There are five categories of membership in the Idaho State Bar for license fee purposes:

1. Active or House Counsel (admitted prior to 1-1-07)	\$340
2. Active or House Counsel (admitted after 1-1-07)	\$255
3. Affiliate Member (see following explanation)	\$120
4. Emeritus Member (see following explanation)	\$120
5. Age 72 years or older	\$ 55

LATE FEES

License fees must be physically received in the Idaho State Bar office by February 1, 2010. Fees received after this date must be accompanied by a late fee as follows:

1. Active or House Counsel	\$50
2. Affiliate or Emeritus	\$25

Final Deadline is March 1, 2010. All required licensing fees and forms must be received by this date.

MEMBERSHIP STATUS INFORMATION

Active or House Counsel — In addition to paying an annual license fee and filing a trust account certificate, an active or house counsel member must:

- be a bona fide resident of the state of Idaho
- or
- designate an agent for service of process within the state of Idaho.

Out of State Active Members are required by Idaho Bar Commission Rule 302 to file a form with the Idaho State Bar designating an authorized Idaho agent for service of process.

Active members are required by Idaho Bar Commission Rule 302 to complete the Disclosure of Professional Liability Insurance portion of the licensing fee notice.

Affiliate Membership is available to *attorneys who wish to continue their membership, but do not plan to engage in the practice of law in the state of Idaho*. They continue to receive all publications and mailings of the Idaho State Bar, but cannot practice law in Idaho, vote for Commissioners or vote on resolutions. Affiliate members are not required to meet the mandatory continuing legal education (MCLE) credit requirement required for an active or house counsel license. **However, transferring to affiliate status at the end of your MCLE reporting period does not eliminate the reporting requirement.**

IBCR 304 and 305 govern reinstatement to active status. One of the requirements is an attorney must either (1) obtain no fewer than ten (10) MCLE credits within sixty (60) days after his or her return to active status or (2) provide satisfactory evidence that he or she has obtained thirty (30) Idaho approved MCLE credits in the thirty-six (36) months preceding the date of his or her return to active status. (IBCR 305). Note: Given the MCLE and fee requirements involved in transferring to active status, it is not usually advantageous to transfer to affiliate status for less than one year.

Emeritus Membership is available to retired attorneys from Idaho and other states and enables them to engage in pro bono work under a supervising attorney through an approved organization such as Idaho Legal Aid Services or the Idaho Volunteer Lawyers Program. The Idaho Supreme Court certifies emeritus attorneys. It is essentially an affiliate membership with a limited license to engage in supervised pro bono work. (IBCR 223)

Voluntary Inactivation of License: If you intend to stop practicing law in Idaho and do not intend to reactivate your license, you may transfer to inactive status by signing and dating the section entitled "Voluntary Inactivation of License." This eliminates the need for the Idaho Supreme Court to issue an order canceling your license to practice. Note: Inactive status should not be chosen unless you do not intend to return to active or affiliate status. All license fees plus late fees not paid during the time you are inactive must be paid at the rate of an affiliate member if you apply for reinstatement. (IBCR 301 et. seq.)

CLIENT ASSISTANCE FUND ASSESSMENT

Idaho Code §3-409 and Idaho Bar Commission Rule 602(b) state that the Client Assistance Fund shall be funded by an assessment of the members of the Idaho State Bar.

Each member of the Idaho State Bar, regardless of membership category or type of practice, is required to pay the \$20.00 Client Assistance Fund assessment listed on the 2010 License Fee Notice.

TRUST ACCOUNT CERTIFICATION

The Idaho Rules of Professional Conduct (IRPC) require each active member of the Idaho State Bar to certify annually under penalty of perjury that he or she maintains a separate client trust account for Idaho client funds or he or she handles no Idaho client funds because of the nature of his or her practice.

In addition to certifying the existence of such an account, as a condition for licensing you are required to (1) identify the account number, account name and the name and address of the financial institution where it is maintained, and (2) authorize your financial institution to notify the Idaho State Bar of any overdraft or instrument presented against insufficient funds.

The Interest on Lawyers Trust Accounts (IOLTA) program allows attorneys to invest small or short-term deposits so that these otherwise idle funds may be pooled to generate interest money channeled to the Idaho Law Foundation, Inc. for use in law-related public interest programs. Idaho Rule of Professional Conduct (IRPC) 1.15(j) allows attorneys to "opt out" of IOLTA. Unless you have submitted a written notice of declination to the Executive Director of the Idaho State Bar by February 1, 2010, a copy of the Trust Account Certification form will be delivered to your financial institution instructing your financial institution to convert your trust account to an interest bearing account with the interest, net of service charges, payable to the Idaho Law Foundation, Inc.

DISCLOSURE OF PROFESSIONAL LIABILITY INSURANCE

Idaho Bar Commission Rule 302(a)(7) requires each lawyer admitted to the active practice of law to certify to the Idaho State Bar on or before February 1 of each year (1) whether the lawyer represents private clients; (2) if the lawyer represents private clients, whether the lawyer is currently covered by professional liability insurance; and (3) whether the lawyer intends to maintain insurance during the next twelve months. Each lawyer admitted to the active practice of law in this jurisdiction who reports being covered by professional liability insurance shall identify the primary carrier and shall notify the Idaho State Bar in writing within 30 days if the insurance policy providing coverage lapses, is no longer in effect, or terminates for any reason, unless the policy is renewed or replaced without substantial interruption. **Note - All active members are required to disclose their professional liability insurance information, but they are not required to obtain or maintain professional liability insurance.**

MCLE COMPLIANCE CERTIFICATION

Idaho Bar Commission Rule 402 requires each active member of the Idaho State Bar to complete thirty (30) credit hours of accredited continuing legal education in each and every three year reporting period following his or her date of admission. This thirty (30) hour total must include two (2) hours of legal ethics or professional responsibility education. If the "MCLE Certification" line is checked under the heading "Your current status is:" on the License Fee Notice, it is your MCLE reporting year and you must submit the enclosed Mandatory Continuing Legal Education Certificate of Compliance form. Transferring to affiliate status at the end of your reporting period does not eliminate this requirement.

If you do not have the required 30 credits (including at least 2 ethics/professional responsibility credits) by December 31, 2009, you may request an extension until March 1, 2010. To receive the extension, check complete the back of the license fee notice or submit a written request and pay the \$50 extension fee. All the credits from any courses attended to complete your MCLE requirements will be counted as part of your 2007-2009 report. They cannot be applied to your 2010-2012 report. All MCLE requirements must be completed by March 1, 2010 — no further extensions will be given.

ADMISSION IN OTHER STATES

We are asking our members to inform us if they are admitted to practice law in any other states. If you have been admitted in another state, please indicate it on the front of the license fee notice. It is not necessary to provide current statuses in the other jurisdictions.

SECTION MEMBERSHIP DUES

Section dues may also be paid at this time. Please indicate on the back of the License Fee Notice which section(s) you are paying for and enclose the additional fee(s) in the total amount of your check.

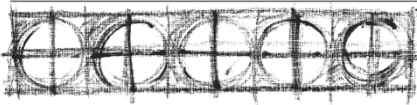
For more information on sections, visit our website at www.isb.idaho.gov.

LAWYER REFERRAL SERVICE REGISTRATION

The Lawyer Referral Service (LRS) information and registration form is included in the licensing packets. Please indicate the LRS fees on the back of the License Fee Notice and include them in the total amount of your check.

For more information on the Lawyer Referral Service, visit our website at www.isb.idaho.gov.

IDAHO LAW FOUNDATION



Helping the profession serve the public

Every day, you share your talents with the citizens of Idaho to improve their lives. The Idaho Law Foundation extends the reach of your commitment as the charitable arm of the Idaho State Bar. Every member of the Idaho State Bar is also a member of the Idaho Law Foundation. Together we can further our goals of:

- Providing increased access to legal services; and
- Enhancing public understanding of the legal system.

These goals are realized through our cornerstone programs:

- **Idaho Volunteer Lawyers Program** assists Idahoans in crisis by matching those in need with volunteer lawyers who provide advice, consultation, and case representation.
- **Law Related Education** supports civic education for Idaho students at all grade levels, teaching them how to become informed, participating citizens in a democratic society.

We rely on the generosity of individual attorneys like you to ensure the continuation of these essential programs. Please consider making a donation to the Idaho Law Foundation. Our goal is to have every Idaho attorney contribute at the Donor level (\$25 to \$100) through the licensing process. We will put your tax-deductible contribution to work for the people who benefit from our valuable services.